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10 **BEFORE THE**  
**BOARD OF REGISTERED NURSING**  
11 **DEPARTMENT OF CONSUMER AFFAIRS**  
**STATE OF CALIFORNIA**

12 In the Matter of the Accusation Against:

Case No. *2008-89*

13 **BILLY WAYNE BLACKWELL a.k.a.**  
14 **BILLY BLACKWELL a.k.a. BILL**  
**BLACKWELL**  
15 1922 Fernwood Drive  
Marysville, CA 95901

**A C C U S A T I O N**

16 Registered Nurse License No. 265329

17 Respondent.  
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19 Complainant alleges:

20 **PARTIES**

21 1. Ruth Ann Terry, M.P.H., R.N. ("Complainant") brings this Accusation  
22 solely in her official capacity as the Executive Officer of the Board of Registered Nursing  
23 ("Board"), Department of Consumer Affairs.

24 2. On or about March 31, 1976, the Board issued Registered Nurse License  
25 Number 265329 to Billy Wayne Blackwell a.k.a. Billy Blackwell a.k.a. Bill Blackwell  
26 ("Respondent"). The Registered Nurse License was in full force and effect at all times relevant  
27 to the charges brought herein and will expire on April 30, 2008, unless renewed.

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1 (A) If the abuse has occurred in a long-term care facility, except a  
2 state mental health hospital or a state developmental center, the report  
3 shall be made to the local ombudsperson or the local law enforcement  
4 agency. . . .

4 **COST RECOVERY**

5 7. Code section 125.3 provides, in pertinent part, that the Board may request  
6 the administrative law judge to direct a licensee found to have committed a violation or  
7 violations of the licensing act to pay a sum not to exceed the reasonable costs of the investigation  
8 and enforcement of the case.

9 **CAUSE FOR DISCIPLINE**

10 (Conviction of a Crime)

11 8. Respondent's license is subject to discipline under Code section 2761(f),  
12 in that on November 3, 2006, in the case titled *People of the State of California v. Bill W.*  
13 *Blackwell*, Superior Court of California, County of Sutter, Case No. CR-M-060001174,  
14 Respondent was convicted on his plea of *nolo contendere* of violating Welfare and Institutions  
15 Code section 15630(b)(1) [failure of mandated reporter to report physical abuse], a  
16 misdemeanor, which crime is substantially related to the qualifications, functions, and duties of a  
17 Registered Nurse. The circumstances of the crime are that from on or about and between June  
18 22, 2005, to June 27, 2005, while licensed as a Registered Nurse and working as the Director of  
19 Nurses at Yuba City Care Center ("YCCC"), a skilled nursing facility, Respondent failed to  
20 report the known or suspected abuse of D.H., an elder or dependent adult who was a patient and  
21 resident of YCCC, to the proper agencies, pursuant to Welfare and Institutions Code section  
22 15630(b)(1).

23 **PRAYER**

24 **WHEREFORE**, Complainant requests that a hearing be held on the matters  
25 herein alleged, and that following the hearing, the Board of Registered Nursing issue a decision:

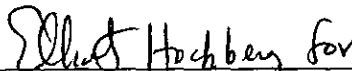
26 1. Revoking or suspending Registered Nurse License Number 265329, issued  
27 to Billy Wayne Blackwell a.k.a. Billy Blackwell a.k.a. Bill Blackwell;

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1                   2.     Ordering Billy Wayne Blackwell a.k.a. Billy Blackwell a.k.a. Bill  
2 Blackwell to pay the Board of Registered Nursing the reasonable costs of the investigation and  
3 enforcement of this case, pursuant to Code section 125.3; and,

4                   3.     Taking such other and further action as deemed necessary and proper.  
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6 DATED: 9/14/07

7   
8 RUTH ANN TERRY, M.P.H., R.N.  
9 Executive Officer  
10 Board of Registered Nursing  
11 Department of Consumer Affairs  
12 State of California  
13 Complainant  
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